



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

Am

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/614,852	07/12/2000	Karen R. Kluttz	RSW-00-0021	2541

7590 06/16/2005

Theodore Naccarella Esq
Synnestvedt & Lechner LLP
2600 Aramark Tower
1101 Market Street
Philadelphia, PA 19107-2950

EXAMINER

CHUONG, TRUC T

ART UNIT	PAPER NUMBER
----------	--------------

2179

DATE MAILED: 06/16/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Application Number: 09/614,852
Filing Date: July 12, 2000
Appellant(s): KLUTTZ ET AL.

MAILED

JUN 16 2005

Technology Center 2100

Theodore Naccarella
For Appellant

EXAMINER'S ANSWER

This is in response to the appeal brief filed Mar. 30, 2005.

pd

(1) *Real Party in Interest*

A statement identifying the real party in interest is contained in the brief.

(2) *Related Appeals and Interferences*

A statement identifying the related appeals and interferences which will directly affect or be directly affected by or have a bearing on the decision in the pending appeal is contained in the brief.

(3) *Status of Claims*

The statement of the status of the claims contained in the brief is correct.

(4) *Status of Amendments After Final*

The appellant's statement of the status of amendments after final rejection contained in the brief is correct.

(5) *Summary of Invention*

The summary of invention contained in the brief is correct.

(6) *Issues*

Are claims 1-29 properly rejected under 35 U.S.C. 102(b) as being anticipated over Lucas et al. (U.S. Patent No. 5,613,134)?

(7) *Grouping of Claims*

The rejection of claims 1-29 stand or fall together because appellant's brief does not include a statement that this grouping of claims does not stand or fall together and reasons in support thereof. See 37 CFR 1.192(c)(7).

(8) *Claims Appealed*

The copy of the appealed claims contained in the Appendix to the brief is correct.

Art Unit: 2179

(9) Prior Art of Record

5,613,134

Lucus et al.

Mar. 18, 1997

(10) Grounds of Rejection

The following ground(s) of rejection are applicable to the appealed claims:

Claims 1-29 are rejected under 35 U.S.C. 102 (b). This rejection is set forth in a prior Office Action, mailed on 07/26/04.

Claim Rejections - 35 USC § 102

1. Claims 1-29 are rejected under 35 U.S.C. 102(b) as being anticipated by Lucas et al. (U.S. Patent No. 5,613,134).

As to claim 1, Lucas teaches a method of providing an interface with displayable computer files on a computer display, said method comprising the steps of:

1. displaying a first displayable file on said computer display in a manner customized by an operator of said computer (e.g., col. 4 lines 7-24, col. 5 lines 11-15, line 56-col. 6 line 3, col. 7 lines 1-35, and customizing a document, col. 20 line 43-col. 21 line19);
2. storing data indicating a value of at least one attribute of the manner in which said first file was displayed associated with data indicating a type of said first file (Unique Identifier, col. 4 lines 7-24, col. 5 lines 11-15, col. 5 line 56-col. 6 line 3, col. 6 line 60-col. 7 line 35);
3. when another file of the type of said first file is opened by an operator for display, accessing said stored data indicating said value of said at least one attribute (Unique Identifier, col. 4 lines 7-24, col. 10 lines 23-53, col. 11 lines 17-38, parameters, col. 18 lines 45-64); and

Art Unit: 2179

4. displaying said another file of the type of said first file using said stored value of said at least one attribute (e.g., col. 5 line 56-col. 7 line 3, files matching a set of parameters, col. 18 lines 45-64, col. 10 lines 23-54, and figs. 1-3).

As to claim 2, Lucus teaches storing the value when the first file is closed by an operator (when the user closes a document, the document will be stored into a repository, col. 3 lines 1-5).

As to claim 3, it is individually similar in scope to claim 2 above; therefore, rejected under similar rationale.

As to claim 4, Lucus teaches a time selected by said operator (the user can set time, col. 21 lines 37-40).

As to claim 5, Lucus teaches a size of a window (position and size, col. 6 lines 55-67).

As to claims 6 and 7, Lucus teaches a position of a said window (e.g., col. 5 line 56-col. 6 line 3, position and size, col. 6 lines 55-67).

As to claims 8 and 9, Lucus shows a file name extension of said first file and multiple extensions (e.g., cols. 18 lines 45-64).

As to claim 10, Lucus teaches reading table to determine said attribute (FIND tool to retrieve all files with given extension, col. 18 line 45-col. 19 line 37).

As to claim 12, it is similar in scope to claim 1 above except displaying a second displayable file simultaneously with said first file (display simultaneously, col. 11 lines 8-38, figs. 1-3).

As to claim 13, note the rejection of claims 12 and 2 above.

As to claim 14, note the rejection of claims 1, 12 and 13 above.

As to claim 15, note the rejection of claim 2 above.

Art Unit: 2179

As to claim 16, note the rejection of claim 3 above.

As to claim 17, note the rejection of claim 4 above.

As to claim 18, note the rejection of claim 5 above.

As to claim 19, note the rejection of claim 6 above.

As to claim 20, note the rejection of claim 7 above.

As to claim 21, it is a computer product claim that corresponds to the method of claim 1.

Note the rejection of claim 1.

As to claim 22, it is a computer product claim that corresponds to the method of claim 2.

Note the rejection of claim 2 above.

As to claim 23, it is a computer product claim that corresponds to the method of claim 8.

Note the rejection of claim 8 above.

As to claim 24, it is a computer product claim that corresponds to the method of claim 11.

Note the rejection of claim 11 above.

As to claim 25, it is a computer product claim that corresponds to the method of claim 12.

Note the rejection of claim 12 above.

As to claim 26, Lucas teaches the method of claim 12 wherein said relationship comprises said first and second files having file names with names with identical first portions (file matching and common file type, col. 18 lines 45-65).

As to claim 27, Lucas teaches the method of claim 26 wherein said file names each comprise a first part and an extension part and wherein said file types are dictated by said extension part and said first part comprises said first portion (e.g., col. 18 lines 45-65, and all files with given extension, col. 18 line 45-col. 19 line 37).

Art Unit: 2179

As to claim 28, it is individually similar in scope to claim 26; therefore, rejected under similar rationale.

As to claim 29, it is individually similar in scope to claim 27; therefore, rejected under similar rationale.

(11) Response to Argument

A. The Lucus Reference:

A computer controlled information management system is disclosed, including one or more documents. Documents in the system consist of attributes, each attribute having a name and a value. The documents are stored in repositories (a remote database or other servers throughout the Network). The repositories respond with one or more messages containing the unique identifier(s) or UID, which is necessary and sufficient to refer to a specific document, of documents that match the description in the search request from the user to create a display of the document on a display device (Summary, col. 1 line 64-col. 2 line 32). As mentioned above, the attributes contain names and values. The values may be numbers, strings, dates, images, or pointers (UID's) to other documents (col. 5 lines 11-13). The values are generally typed, and the types of values are used to determine what operations are permissible (col. 5 lines 15-18). The user can specify a grouping of documents by using a find tool 100 to send requests to retrieve the wanted documents (col. 14 lines 51-60, and col. 18 lines 45-57). The system compares whether the stored and requested attributes are matched. If they are matched, all documents or files with same extension or file type will be grouped together into a specific display shape (col. 9 lines 15-45, col. 10 line 54-55, col. 18 lines 45-50, and figs. 1, 3, 5 & 9).

B. Appellant's Arguments:

a. *Appellant has argued that Lucas fails to teach or suggest the first document and the other documents having a same file type.* Examiner disagrees with the Appellant for the following reasons:

Lucas allows grouping of the documents so that they can be manipulated as groups, and the user can specify a grouping of documents by using a find tool 100 to send requests to retrieve the documents (col. 14 lines 51-60, and col. 18 lines 45-57). The system compares if the stored and requested attributes are matched. If they are matched, all documents or files with same extension or file type will be grouped together into a specific display shape (col. 9 lines 15-45, col. 10 line 54-55, col. 18 lines 45-50, and figs. 1, 3, 5 & 9). Therefore, all files with the given extension or common file type will be grouping together.

b. *Appellant has argued that Lucas fails to further teach or suggest when the file type of the first document is opened, accessing the stored data indicating the values of other documents having the same file type as the first document.* Examiner disagrees with the Appellant for the following reasons:

Lucas teaches that the documents in the system consist of attributes, each attribute having a name and a value, which are used to define the file type of each document in order to determine what operations are permissible, or what kinds of applications can be used for with that type of grouping documents (col. 5 lines 10-17). Lucas also teaches the documents are stored in repositories (a remote database or other servers throughout the Network), the repositories respond with one or more messages containing the unique

Art Unit: 2179

identifier(s) or UID (which is necessary and sufficient to refer to a specific document) of documents that match the description in the search request from the user to create a display of the document on a display device (Summary, col. 1 line 64-col. 2 line 32).

c. *Appellant has argued that Lucas fails to teach opening a group of files with one command.* Examiner disagrees with the Appellant for the following reasons:

Lucas clearly shows the user can specify a grouping of documents by using a find tool 100 to send requests to retrieve the wanted documents (col. 14 lines 51-60, and col. 18 lines 45-57). The system compares whether the stored and requested attributes are matched. If they are matched, all documents or files with same extension or file type will be grouped together into a specific display shape (col. 9 lines 15-45, col. 10 line 54-55, col. 18 lines 45-50, and figs. 1, 3, 5 & 9).

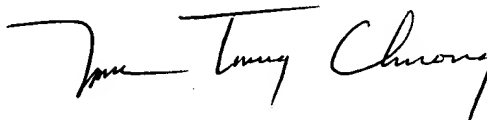
The above reasons also explain the information management system of Lucas uses the same value type to display another file; or the system is capable of displaying a file using the attributes assigned to a different file of the same type by comparing the stored attributes (storing at a remote database or other servers throughout the Network) and requested attributes (using the find tool 100 to send the requests to retrieve the wanted documents) if they are matched. As a result, all documents or files with same extension or file type will be grouped together into a specific display shape (col. 9 lines 15-45, col. 10 line 54-55, col. 18 lines 45-50, and figs. 1, 3, 5 & 9), and the operations or applications are permissible to use against the type of that grouping documents (col. 5 lines 10-17).

Art Unit: 2179

For the above reasons, it is believed that the rejections should be sustained.

Respectfully submitted,

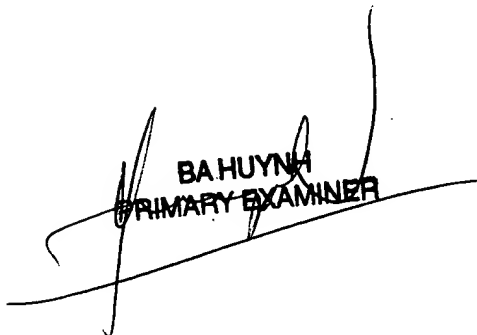
Truc T. Chuong
Patent Examiner, AU 2179
June 10, 2005



Conferees  for
SPE. Heather Herndon, AU 2179


SPE. Stephen Hong, AU 2178

Ba Huynh
Primary Examiner, AU 2179


BA HUYNH
PRIMARY EXAMINER

Theodore Naccarella Esq
Synnestvedt & Lechner LLP
2600 Aramark Tower
1101 Market Street
Philadelphia, PA 19107-2950